

GIS New York

The greatest challenge for insurers in New York is understanding the harsh consequences that result from a failure to issue a reservation of rights letter or declination of coverage in a manner consistent with New York Insurance Law 3420(d). GIS New York attorneys are intimately familiar with the nuances of New York Insurance Law 3420 and have litigated countless cases involving most subsections of that statute, including certain court decisions that have morphed the effect of that statute since its inception. We have served as both advisory and litigation counsel for most insurers doing business in New York on defense and coverage matters for complex, high-exposure claims, from the pre-suit phase to appeal.

Recently, GIS New York attorneys have:

- Successfully defended a large commercial airline in a litany of claims stemming from a catastrophic flight disaster
- Successfully prosecuted an insurer's rescission action, affirmed by the Appellate Division, which created new law favorable to insurers by clarifying the proof necessary to establish "material misrepresentation"



Jeffrey L. Kingsley
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- Maintains an international practice involving complex first- and third-party insurance and reinsurance coverage matters, and extracontractual liability arbitration and litigation
- National coverage counsel involving bad faith and ECO exposure in bodily injury and property-related claims
- Recognized on rankings including Super Lawyers, Super Lawyers Rising Stars, Business First's 40 Under 40, and Business First's Who's Who in Law for his prominence in field of insurance law and litigation



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- More than 20 years of experience in complex and high-value first- and third-party claims throughout the northeast, including Superstorm Sandy-related claims
- National coverage counsel monitoring exposure and coverage issues for toxic tort claims for London insurers
- New York State-certified insurance instructor, conducts training sessions on contractual insurance requirements compliance and presents insurance-related CLE seminars
- Member of DRI's Commercial Litigation, Insurance Law, Lawyers' Professionalism and Ethics, and Medical Liability Committees; Defense Trial Lawyers Association Board of Directors; and Claims and Litigation Management Alliance



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- Focuses on complex insurance coverage, bad faith, and commercial litigation
- Senior director of the invitation-only Federation of Defense and Corporate Counsel (FDCC), limited to 1,200 of the top defense attorneys in the country
- Former FDCC Insurance Coverage Section chair (for which he received the FDCC Appleman Award) and Insurance Industry Committee co-chair
- Fellow of the American College of Coverage and Extracontractual Counsel (ACCEC)



Michael P. Kandler
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- Regularly counsels insurance carriers and provides coverage opinions regarding issues such as bad faith claims, disclaimers of coverage, coverage allocation, and policy interpretation
- Has handled numerous insurance coverage disputes involving commercial general liability coverage, commercial excess coverage, professional liability coverage, directors and officers (D&O) liability coverage, and personal lines coverage; extensive experience in coverage disputes involving property claims, construction defect claims, product liability claims, and advertising injury coverage
- Has argued over 90 appeals; in 2009, successfully argued the appeal in *Sport Rock International, Inc. v. American Cas. Co. of Reading, PA*, a seminal case regarding coverage allocation and the interpretation of "other insurance" clauses

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